

PRIVATE CHAPTER NO. 17

HOUSE BILL NO. 2387

By Representative Kevin Brooks

Substituted for: Senate Bill No. 2360

By Senator Bunch

AN ACT to amend Chapter 307 of the Acts of 1903; as amended by Chapter 286 of the Acts of 1909; Chapter 204 of the Acts of 1909; Chapter 78 of the Private Acts of 1993 and Chapter 12 of the Private Acts of 1997; and any other acts amendatory thereto, relative to the Charter of the City of Cleveland.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 307 of the Acts of 1903; as amended by Chapter 286 of the Acts of 1909, Chapter 204 of the Acts of 1909, as amended and rewritten by Chapter 78 of the Private Acts of 1993, as amended by Chapter 12 of the Private Acts of 1997, and any other acts amendatory thereto, is amended in Section 1, Article II by deleting the language "by ordinance" in the introductory language.

SECTION 2. Section 1, Article II of Chapter 307 of the Acts of 1903; as amended by Chapter 286 of the Acts of 1909, Chapter 204 of the Acts of 1909, as amended and rewritten by Chapter 78 of the Private Acts of 1993, as amended by Chapter 12 of the Private Acts of 1997, and any other acts amendatory thereto, is further amended by adding the following language as a new subdivision (35):

(35) In exercising the foregoing powers, the following actions shall be by ordinance:

- (a) Any action required by general law to be by ordinance;
- (b) Any action required by this charter to be by ordinance;
- (c) Any action that levies a tax;
- (d) Any action that makes a special assessment;
- (e) Any action that is permanent in nature; and
- (f) Any action that has a regulatory or penal effect.

SECTION 3. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of the City of Cleveland. Its approval or nonapproval shall be proclaimed by the presiding officer of the City of Cleveland and certified to the secretary of state.

SECTION 4. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming law, the public welfare requiring it. For all other purposes, it shall become effective upon being approved as provided in Section 3.

PASSED: May 14, 2009

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KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES

A handwritten signature in black ink, reading "Ron Ramsey", written over a horizontal line.

RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 27th day of May 2009

A handwritten signature in black ink, reading "Phil Bredeesen", written over a horizontal line.

PHIL BREDESEN, GOVERNOR